

IN THE UNITED STATES DISTRICT COURT
FOR THE _____ DISTRICT OF DELAWARE

DIVISION

Audrey Miller,
Petitioner, pro se,

v.

United States of America,
Respondent.

Case No. 95-13-KAJ

MOTION FOR LEAVE TO PROCEED IN
FORMA PAUPERIS

CR. 95-13

Petitioner, Audrey Miller, pro se, respectfully moves this Honorable Court, pursuant to Rule 39.1 of the Rules of the Supreme Court of the United States and 28 U.S.C.A. §1915, for an ORDER permitting her to proceed in this Court, **In Forma Pauperis**, with her Motion under Title 18 U.S.C. §3582(c)(2) and U.S. Sentencing Guidelines §1B1.10(c) for Reduction of Sentence based on 2007 and caused a two-level reduction in Base Offense Level for Cocaine Base.

In support thereof, Petitioner states as follows:

1. Petitioner, Audrey Miller, respectfully asks leave to file the attached Motion in the United States District Court for the _____ District of Delaware without prepayment of costs and to proceed **In Forma Pauperis**.
2. The Petitioner's affidavit in support thereof is attached hereto.

Respectfully sibmitted,

Audrey Miller
Petitioner, pro se
Audrey Miller
03660-015
Reg. # _____
SFF HAZELTON
P.O. BOX 3000
BRUCETON MILLS, WV 26525-3000

This 25th day of February, 20 08.

IN THE UNITED STATES DISTRICT COURT
FOR THE _____ DISTRICT OF DELAWARE

DIVISION

Audrey Miller,
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v.

United States of America,
Respondent.

Case No. 95-13-KAJ

AFFIDAVIT IN SUPPORT OF MOTION
for Leave to Proceed IN FORMA
PAUPERIS

Audrey Miller, being duly sworn, deposes and says:

1. I am the Petitioner in this cause.
2. Because of my poverty I am unable to pay the costs of this cause.
3. I believe that I am entitled to the redress I seek in said cause.
4. I am unable to give security for the same.
5. The nature of said cause is briefly stated as follows:

I was sentenced to federal incarceration by the United States District Court for the _____ District of Delaware. The present proceeding was commenced on a Motion to Reduce Sentence based on the 2007 Guideline Amendment Nine which became effective on November 1, 2007, and caused a two-level reduction in Base Offense Level for Cocaine Base.

Audrey Miller
Petitioner, pro se
Audrey Miller
03660-015
Reg. No. _____
SFF HAZELTON
P.O. BOX 3000
BRUCETON MILLS, WV 26525-3000

This 25th day of February, 2008.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing §3582 (c)(2) Motion, has been forwarded to:

THE UNITED STATES DISTRICT COURT
FOR THE _____ DISTRICT OF _____ DELAWARE

DIVISION
CLERK OF COURT
844 N. King Street

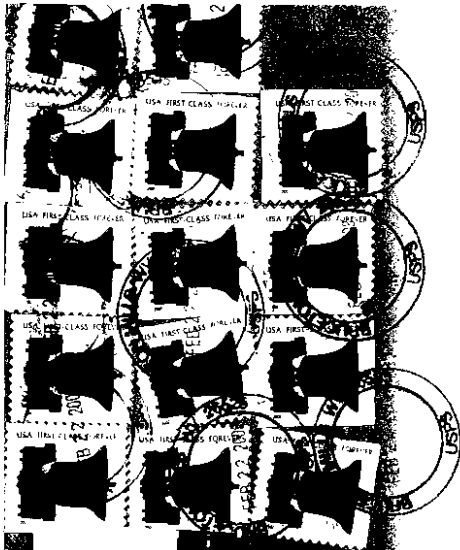
Lock Box 18

Wilmington, DE 19801-3570

This CERTIFICATE OF SERVICE serves as my notice that all relating papers were dropped off in the Mailbox provided for inmates at AFF HAZELTON with appropriate postage paid on the following date:

This 25th day of February, 2008.

Audrey Miller
Petitioner, pro se
Audrey Miller
Reg. No. 03660-015
SFF HAZELTON
P.O. BOX 3000
BRUCETON MILLS, WV 26525-3000



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